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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

11 CIRRUS EXPLORATORY SITES, L.P., a
12 Texas limited partnership,

13 Plaintiff,

14 v.

15 FIRST AMERICAN CORPORATION, a
16 California corporation, dba FIRST
17 AMERICAN TITLE INSURANCE
18 COMPANY; HORTON-SHIPNUCK
19 LIVING TRUST under agreement dated
20 July 18, 2000, a California trust, DAVID
21 E. SHIPNUCK, trustee, of the HORTON-
22 SHIPNUCK LIVING TRUST; LESLIE K.
23 SHIPNUCK, an individual; and Does 1
24 through 25, inclusive,


25 Defendants.

Civil Action No. 3:07-cv-6459

REQUEST FOR DISMISSAL
[FRCP 41]

1 Pursuant to Fed. R. Civ. P. 41(a), Plaintiff Cirrus Exploratory Sites, L.P.,
2 hereby requests that this action be dismissed.

3
4 Dated: April 29, 2008

5 By 
6 DOUGLAS W. STERN
7 Attorneys for Plaintiff Cirrus Exploratory
8 Sites, L.P.
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PROOF OF SERVICE

I, Martha Delgado, declare:

I am a citizen of the United States and employed in Los Angeles County, California. I am over the age of eighteen years and not a party to the within-entitled action. My business address is 555 South Flower Street, Forty-First Floor, Los Angeles, California 90071. On April 29, 2008, I served a copy of the within document(s):

**REQUEST FOR DISMISSAL
[FRCP 41]**

by transmitting via facsimile the document(s) listed above to the fax number(s) set forth below on this date before 5:00 p.m.

X by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at Los Angeles, California addressed as set forth below.

by transmitting via e-mail the document(s) listed above to the e-mail address(es) set forth below on this date before 5:00 p.m.

John A. Kelly, Esq.
The Law Offices of John A. Kelly
414 First Street East, Suite 7
Sonoma, CA 95476

Benjamin R. Ehrhart, Esq.
Steyer Lowenthal Boodrookas Alvarez
& Smith LLP
One California Street, Third Floor
San Francisco, CA 94111

I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Executed on April 29, 2008, at Los Angeles, California.


Martha Delgado